GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – HIGHER EDUCATION DEPARTMENT- ACHARYNA NAGARJUNA UNIVERSITY, GUNTUR-Allegation of corruption of demand and acceptance of bribe against Sri Rayankula Suresh Babu S/o. Venkata Ramaiah (Late.) Assistant Engineer (Civil), Engineering Section, Acharya Nagarjuna University Campus, Guntur District (A.O) – Trapped on 06-01-2016 – Sanction of Prosecution – Orders – Issued.

HIGHER EDUCATION (VC) DEPARTMENT

G.O.Ms.No.47 Dated:28-07-2017
Read:

From the Director General, A.C.B., A.P. Radio massage dated: 09.01.2016.

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ORDER:

1. **WHEREAS**, Sri Rayankula Suresh Babu S/o. Venkata Ramaiah (Late.) worked as Assistant Engineer (Civil), Engineering Section, Acharya Nagarjuna University Campus, Guntur District (A.O) from 10.12.2014 to 06.01.2016 and by virtue of the post held by him, he falls under the category of a Public Servant as defined under section 2 (c) of Prevention of Corruption Act, 1988.

2. **AND WHEREAS**, Sri Vadlamudi Peda Somaiah is a resident of Chandramouli Nagar, Guntur. He has been working as Civil Engineering contractor since 15 years. Prior to 05-05-2010 as the Nagarjuna Universities called on-line tenders for construction of bus shelter in Nagarjuna University, Guntur District, he took DD for Rs.22,500/- and filed tender through online. He became the successful bidder and the work was allotted to him. Accordingly he entered into an agreement with Registrar, Nagarjuna University on 05-05-2010 vide agreement No.43 for the work worth of Rs.19,10,485/- with a condition to complete the work within 6 months. He kept his friend Sri N.V. Ramana as sleeping partner. Later the value of the contract was enhanced for Rs.4 Lakhs. Sri Peda Somaiah received about Rs.13.50 lakhs in three terms. Due to financial disputes arose between him and Sri N.V. Ramana in the work, Sri N.V. Ramana filed a case against him in Hon'ble XIII Additional District Judge Court, Gajuwaka, Visakhapatnam. The Hon'ble court ordered the authorities of Nagarjuna University not to make any further payments of the said work until disposal of case in the court. Later he and Sri N.V. Ramana compromised the matter in Lok Adalath and the Hon'ble court ordered him to pay Rs.5,10,000/- to Sri N.V. Ramana. As per the orders of Hon'ble Court the University authorities sent a DD for Rs.5,10,000/- to the court to pay to Sri N.V. Ramana. Later in view of the said compromise the Hon'ble court dismissed the case on 03.11.2015 and also vacated the bill attachment orders. But, Sri Peda Somaiah had to receive EMD amount of Rs.51,160/-, FSD amount Rs.57,732/- and the penalty amount of Rs.78,934/- which was imposed against him as he could not complete the work within the stipulated time, and pending bill amount Rs.1,21,382/- total amount of Rs.3,09,208/- from University authorities. For which on 19.11.2015 he submitted a requisition letter to Registrar, Nagarjuna University. On the same day the Registrar sent his application to the concerned officers for process. 4 or 5 days, after that on coming to know that the said application reached to the seat of Assistant Engineer Sri R. Suresh Babu of Nagarjuna University, Sri Somaiah met the A.E. Sri Suresh Babu and when requested to process application, he demanded am amount of Rs.20,000/- as bribe to process the bill file and to submit to his superiors. As he was not willing to give bribe, went away. Again on 21.12.2015 Sri Peda Somaiah submitted another application to University Registrar for EMD, FSD amounts. On coming to know that the said application also reached to the seat of A.E Sri R. Suresh Babu, he met the A.E. Sri Suresh Babu at his office and requested to process the bill, the A.E Sri Suresh Babu re-iterated his demand of bribe of Rs.20,000/- and Sri Somaiah went away. Again on 05.01.2016 he met Sri R. Suresh Babu, A.E and requested to process his bill amount, the A.E re-iterated his demand of Rs.20,000/- and stated that otherwise he will not process his bill file. When he expressed his inability to pay such huge amount, the A.E Sri Suresh Babu reduced the bribe amount to Rs.10,000/- and instructed him to hand over the said amount on the next day i.e., on 06.01.2016.

3. **AND WHEREAS**, Sri Somaiah was not interested to give bribe to Sri Suresh Babu, he submitted a written report to the DSP, A.C.B, Guntur District on 05.01.2016 to take necessary action against A.E. Sri Suresh Babu. After observing procedural formalities the DSP, ACB, Guntur registered the report as a case in Cr.No.01/RCT-ACB-GNT/2016 on 06.01.2016 at about 09.00 hrs, U/S. 7 of P.C Act, 1988, submitted FIR to the concerned and made arrangements for laying trap.

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4. **AND WHEREAS**, after completion of pre trap proceedings, the trap party reached the vicinity of office room of the A.E Sri Suresh Babu located at Engineering Section, Acharya Nagarjuna University Campus, Nagarjuna Nagar, Guntur District, where he was successfully trapped, when he further demanded and accepted bribe amount of Rs.10,000/- from Sri Vadlamudi Peda Somaiah. When the chemical test conducted on both the hand fingers of the Sri R. Suresh Babu yielded positive result. In pursuance of the information furnished by Sri Suresh Babu, the tainted amount of Rs.10,000/- was recovered from his table's right side upper drawer. Phenolphthalein test was conducted on the surface of the letter of Dy.E.E, Acharya Nagarjuna University, Nagarjuna Nagar dated.20.06.2014 addressed to Joint Registrar, F & A, Acharya Nagarjuna University, Nagarjuna Nagar, which came into contact with the bribe amount also yield positive result. When compared, the serial numbers of the recovered currency notes were found tallied with those of the serial nos. of the currency notes handed over by Sri V. Peda Somaiah during pre-trap proceedings. The DSP seized the tainted amount, three resultant pink solutions, examined the witnesses and secured relevant records. He also prepared rough sketch of the scene of offence.

5. **AND WHEREAS**, the above said acts of Sri Rayankula Suresh Babu S/o. Venkata Ramaiah (Late.) formerly Assistant Engineer (Civil), Engineering Section, Acharya Nagarjuna University Campus, Guntur District constitute offences punishable under sections Sections 7 & 13 (1) (d) read with 13 (2) of P.C Act, 1988.

6. **AND WHEREAS**, the Government of Andhra Pradesh being the competent authority to remove Sri Rayankula Suresh Babu S/o. Venkata Ramaiah (Late.) formerly Assistant Engineer (Civil), Engineering Section, Acharya Nagarjuna University Campus, Guntur District from service after fully and carefully examining the material (i.e., F.I.R, Mediator Reports, statement of witnesses, made up files, explanation of Sri Rayankula Suresh Babu and final report of D.G, ACB etc.,) placed before me in respect of the said allegations and the circumstances of the case consider that Sri Rayankula Suresh Babu, formerly Assistant Engineer (Civil), Engineering Section, Acharya Nagarjuna University Campus, Guntur District should be prosecuted in a Court of Law.

7. **NOW THEREFORE**, in exercise of the powers conferred by Clause (c) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, the Government hereby accord sanction for the Prosecution of Sri Rayankula Suresh Babu S/o. Venkata Ramaiah (Late.) formerly Assistant Engineer (Civil), Engineering Section, Acharya Nagarjuna University Campus, Guntur District for the above said offences punishable under Sections 7 & 13 (1) (d) read with 13 (2) of P.C Act, 1988 and for any other cognate offences punishable under any other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(ADITYANATH DAS)
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To,
The Director General, Anit-Corruption Bureau,
2nd Floor, R.T.C Bus stand, Vijayawada, A.P.